

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

IN RE ETHICON, INC. PELVIC REPAIR  
SYSTEM PRODUCTS LIABILITY  
LITIGATION

CIVIL ACTION NO. 2:12-md-2327  
MDL No.: 2327

Judge: Joseph R. Goodwin

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**This document applies to:**

Chetuan Peques-Nixon, et al. vs. Ethicon, Inc., et al.  
2:17-cv-1209

**PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION FOR ORDER  
REGARDING DISPOSITION OF NON-REVISION GYNECARE TVT  
PRODUCTS CASES**

NOW COMES the above referenced Plaintiff, by and through the undersigned counsel, and in response to the motion of the Defendants, Ethicon, Inc. and Johnson & Johnson (“Ethicon”) regarding the disposition of non-revision Gynecare TVT Products Cases (ECF Doc. 5313) set forth the following:

On March 2, 2018, Ethicon filed *Defendants' Motion for Order Regarding Disposition of Non-Revision Gynecare TVT Products Cases* (ECF Doc.5313), which proposes a disposition of cases in which the plaintiff has not undergone a revision procedure. Accompanying the motion as Exhibit A was a list of cases Ethicon

maintained were cases in which the plaintiff has a Gynecare TVT product implanted, and has had no revision procedure performed.

The above-named plaintiff is included in Ethicon's list of plaintiff's who has not undergone a revision procedure. The above named plaintiff has in fact undergone a revision procedure, and is not properly included in Ethicon's motion. Plaintiff's counsel has informed Ethicon that the above-named plaintiff is not properly included in Defendant's motion pertaining to non-revision cases. Plaintiff files this response to preserve her claim and avoid dismissal to the extent that Ethicon's motion is granted.

Respectfully submitted,  
/s/ Aaron G. Durden  
Aaron G. Durden

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 19, 2018, I electronically filed the foregoing document with the Clerk of Courts via the CM/ECF system which will serve notification upon all participants via the e-filing system attached to this MDL.

/s/ Aaron G. Durden  
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